

United States District Court

**DISTRICT OF DELAWARE**

UNITED STATES OF AMERICA

**ORDER OF TEMPORARY DETENTION  
PENDING HEARING PURSUANT TO  
BAIL REFORM ACT**

V.

**Case Number:** CR 05-72 JJF

CHEVEZ C. GALE

Defendant

Upon motion of the **Government**, it is ORDERED that a

Detention Hearing is set for August 28, 2005 \* at 11:30 a.m.  
Date \_\_\_\_\_ Time \_\_\_\_\_

before Honorable Mary Pat Thynge, U.S. Magistrate Judge  
Name of Judicial Officer

Courtroom #6C, 6th Flr., Federal Bldg., 844 King St., Wilmington, Delaware  
Location of Judicial Officer

Pending this hearing, the defendant shall be held in custody by (the United States Marshal) ( \_\_\_\_\_ )  
Other Custodial Official

and produced for the hearing.

May 18, 2005  
Date

  
J. P. O'Boyle  
Judicial Officer

<sup>1</sup>If not held immediately upon defendant's first appearance, the hearing may be continued for up to three days upon motion of the Government, or up to five days upon motion of the defendant. 18 U.S.C. §3142(f)(2).

~~§3142(f)(2)~~ A hearing is required whenever the conditions set forth in 18 U.S.C. §3142(f) are present. Subsection (1) sets forth the grounds that may be asserted only by the attorney for the Government; subsection (2) states that a hearing is mandated upon the motion of the attorney for the Government or upon the judicial officer's own motion if there is a serious risk that the defendant (a) will flee or (b) will obstruct or attempt to obstruct justice, or threaten, injure, or intimidate, or attempt to threaten, injure, or intimidate a prospective witness or juror.